

JOHN W. SUTHERS
Attorney General

CYNTHIA H. COFFMAN
Chief Deputy Attorney General

**DANIEL D. DOMENICO** Solicitor General

## STATE OF COLORADO DEPARTMENT OF LAW

OFFICE OF THE ATTORNEY GENERAL

STATE SERVICES BUILDING 1525 Sherman Street - 7th Floor Denver, Colorado 80203 Phone (303) 866-4494

## 2008 DEFERRED DEPOSIT LENDER'S ANNUAL REPORT

This is a composite of all reports made to the Administrator of the Uniform Consumer Credit Code, pursuant to §§ 5-2-304(2) and 5-3.1-115, C.R.S., from licensed deferred deposit lenders. This information has <u>not</u> been independently verified.

Number of licensed locations reporting data for 2008<sup>1</sup> 610 NUMBER OF LOANS AMOUNT FINANCED 1. Deferred deposit loans made, arranged, collected, or taken by assignment in 2008 No. 1,534,976 \$ 566,452,304 2. Deferred deposit loans outstanding as of December 31, 2008 No. 109,950 \$ 40,581,393 AMOUNT FINANCED FINANCE CHARGE 3. Deferred deposit loans a. Maximum loan amount and finance charge<sup>2</sup> b. Average loan amount and finance charge 369.03 61.31 c. Average annual percentage rate (APR)<sup>3</sup> 316.66 % d. Average loan term (average number of days) 19.15 days 64,601,149 e. Total defaulted loans in 2008 157,852 33,029,059 1. Total of loans recovered/collected 24,699,516 2. Total of loans charged off 3. Total NSF fees collected 4. Loans rescinded by 5 p.m. the next business day per § 5-3.1-106(2), C.R.S. No. 2,266 727,718 5. Loans renewed/refinanced/extended/rolled<sup>4</sup> No. 487,761 \$ 189,921,760 a. Number loans renewed as a percent of total loans 31.78 % made

<sup>&</sup>lt;sup>1</sup> This number consists of 103 individual lenders – some which multiple licensed locations.

<sup>&</sup>lt;sup>2</sup> Maximum amount financed and finance charge permitted by law.

<sup>&</sup>lt;sup>3</sup> The average was derived from averaging the totals submitted by each lender (arithmetic mean) rather than each lender's reported average because some lenders reported estimates instead of actual averages.

<sup>&</sup>lt;sup>4</sup> State law allows a loan to be refinanced once. This number does not include loans originated on the same day as a pay-off of a previous loan.

6. Total individual consumers to whom deferred deposit loans were made in 2008 <sup>5</sup>	No.	303,462	
a. Consumers with 6 or less new or refinanced loans	<del>-</del>	219,835	
b. Consumers with 7 to 12 new or refinanced loans	_	66,005	
c. Consumers with 13 or more new or refinanced loans	<del>-</del>	17,622	
7. Payment plan data for 2008	NUMBE	ER OF LOANS	AMOUNT FINANCED
a. Consumers eligible to receive a payment plan notice	No.	126,669	
b. Consumers entering into a payment plan agreement		76,327	
<ul><li>c. Consumers successfully completing a payment plan agreement</li><li>1. Consumers successfully completing a payment plan</li></ul>	No	60,242	
agreement at full term	No.	34,193	
<ul><li>2. Consumers successfully completing a payment plan agreement <u>prior to full term</u></li><li>d. Consumers entering into more than one payment plan</li></ul>	No.	26,049	
agreement	No.	20,434	
e. Consumers successfully completing payment plan agreements who have since entered into one or more additional deferred deposit loans	_	45,870	
f. Loans requiring a payment plan notice		472,559	\$ 199,839,668
g. Loans converted into a payment plan agreement	<del>-</del>	102,754	\$ 46,540,942
h. Successfully completed payment plan agreements		74,527	
Payment plan agreements completed <u>at full term</u>	_	41,249	\$ 18,687,212
2. Payment plan agreements completed prior to full term		33,278	\$ 14,756,784
i. Payment plan agreements outstanding as of December 31,	_		
2008	_	27,305	
<ul><li>j. Defaulted payment plan agreements</li><li>k. % of licensees enacting a "cooling off period" after each</li></ul>	No	15,666	\$6,547,751
deferred deposit loan	_	0.98	%
<ol> <li>% licensees enacting a "cooling off period" after the 3<sup>rd</sup> consecutive deferred deposit loan</li> <li>m. % licensees enacting a "cooling off period" after a</li> </ol>	<del>-</del>	18.20	%
consumer completes a payment plan agreement  n. % of licensees limiting the number of payment plan	_	52.95	
agreements allowed per year per consumer	_	0.82	%
<ul> <li>o. % licensees limiting additional loans if a consumer enters into a payment plan agreement</li> <li>p. % of licensees requiring cash payments only for payment</li> </ul>	_	10.33	%
plan agreement	_	14.43	%

 $^{5}$  The numbers overstate the total to the extent that consumers have loans from more than one lender.